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November 4, 2005

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, SW
Washington D.C. 20554

RE: WT Docket No. 01-309

Dear Ms. Dortch:

Virgin Mobile USA, LLC ("Virgin Mobile") files this response to requests from staff of the Wireless Telecommunications Bureau for additional information regarding Virgin Mobile's Petition for Limited Waiver ("Petition") which was filed in this docket on September 16, 2005.¹

As described in its Petition, Virgin Mobile currently offers two handsets (the Audiovox 8915 handset and the Nokia 2115i handset) that meet the M3 performance rating under the American National Standards Institute ("ANSI") C63.19 standard for hearing aid-compatibility ("HAC"). Nokia has not sought HAC certification for the 2115i handset because the handset meets the ANSI performance rating for operation only in 1900 MHz band and not the 800 MHz band. As noted in the Petition, internal testing by Nokia indicates that the 2115i handset does meet the ANSI performance rating for operation in the 1900 MHz band (the only band in which Virgin Mobile provides service). The Petition, therefore, requested a six month limited waiver of Sections 20.19(c)(2)(i)(A) and 20.19(f) of the Commission's rules to enable Nokia to obtain HAC certification for the 2115i handset in the 1900 MHz band and for Virgin Mobile to properly label the 2115i handset as compliant with the ANSI performance rating.

As currently offered at retail by Virgin Mobile, the 2115i handset is not capable of operating in the 800 MHz band on any carrier network, even in emergency status. Operation of

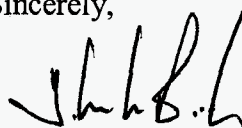
¹ See *Virgin Mobile USA, LLC Petition for Limited Waiver of Sections 20.19(c)(2)(i)(A) and 20.19(f) of the Commission's Rules*, WT Docket No. 01-309 (filed September 16, 2005).

the 2115i handset in the 800 MHz band has been disabled by Nokia via a software-based mechanism that relies on product code-based programming at the labeling station. This software-based mechanism affects the 2115i handset's internal "Product Profile" settings that define service band support. The Product Profile settings utilized by the 2115i handset instruct the software to prohibit operation of the handset in the 800 MHz band. Although the 2115i handset could potentially be reconfigured to operate in the 800 MHz band on another carrier's network, the level of reconfiguration and reprogramming required would be significant.

Nokia will submit the 2115i handset for HAC certification in the 1900 MHz band shortly. Once Nokia obtains HAC certification for the 2115i handset, Virgin Mobile will prepare packaging and product inserts to properly label the 2115i handset as compliant with the ANSI performance rating for the 1900 MHz band. Virgin Mobile will require at least two months from the date that Nokia obtains HAC certification for the 2115i handset to label the handset as HAC compliant and provide necessary product inserts. As a result, Virgin Mobile hereby amends the length of the requested waiver period from the six month period detailed in the Petition to two months from the date that Nokia obtains HAC certification for the 2115i handset.

Should you have any questions, please do not hesitate to contact the undersigned.

Sincerely,



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